



EV423772088US

PATENT  
Attorney Docket No.: 1228/US/1  
Express Mail Label No.: EV 423 772 088 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Applicant	: Paul J. CORNAY et al.	
Appln. No.	: 09/828,296	
Filed	: April 6, 2001	Confirmation No. : 7758
Title	: CONCENTRIC TUBULAR CENTRIFUGE	Group Art Unit : 1723
		Examiner : Charles E. Cooley

CERTIFICATE OF MAILING BY EXPRESS MAIL

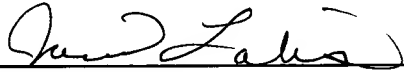
MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned hereby certifies that the following documents:

1. Supplemental Amendment (3 pages);
2. Petition to Accept an Unintentionally Delayed Claim Under 35 U.S.C. §119(e) for the Benefit of a Prior Filed Provisional Application under 37 C.F.R. §1.78 (2 pages);
3. Certificate of Mailing by Express Mail (1 page); and
4. Return Card

relating to the above application, were deposited as "Express Mail" under 37 CFR § 1.10, Mailing Label No. EV 423 772 088 US, with the United States Postal Service addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 19, 2004.

  
\_\_\_\_\_  
Mailer's Signature  
Print Name: Jane Lalis

Dorsey & Whitney LLP

Tel: 303-629-3400  
Fax: 303-629-3450



7-21-04

DAC  
IFW

PATENT  
Attorney Docket No. 1228/US/1  
Express Mail Label No. EV 423 772 088 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

First Named Inventor	: Paul J. CORNAY	
Appln. No.	: 09/828,296	Confirmation No: 7758
Filed	: 4/6/2001	Group Art Unit: 1723
Title	: CONCENTRIC TUBULAR CENTRIFUGE	Examiner: Charles E. Cooley

**Petition To Accept an Unintentionally Delayed Claim Under 35 U.S.C. §119(e) for the Benefit of a Prior Filed Provisional Application Under 37 CFR §1.78**

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This application, U.S. Patent Application Serial No.09/828,296 ("The '296 Application"), is a continuation-in-part of U.S. Patent Application Serial No. 09/707,430 ("The '430 Application"), which is a continuation of U.S. Patent Application Serial No. 09/298,272 ("The '272 Application," now U.S. Pat. 6,142,924), which is a continuation of U.S. Patent Application Serial No. 08/950,377 ("The '377 Application," now U.S. Pat. 5,944,648). The '430, '272, and '377 Applications all claim benefit of U.S. Patent Application Serial No. 60/028,556 ("The '556 Provisional") under 35 U.S.C. §119(e) either directly or indirectly. The '296 Application claims benefit of U.S. Provisional Patent Application Serial Nos. 60/215,499 and 60/195,686, but inadvertently failed to claim priority to the '556 Provisional. The '556 Provisional was filed on October 15, 1996.

Under 37 C.F.R. §1.78(a)(6), a petition to accept an unintentionally delayed claim under 35 U.S.C. §119(e) for the benefit of a prior-filed provisional application may be accepted during the pendency of the later-filed application if accompanied by: (1) the reference to priority; (2) the surcharge set forth in 37 C.F.R. §1.17(t) (\$1,330.00); and (3) a statement that the entire delay between the date the claim was due under 37 C.F.R. §1.78 (a)(5)(ii) and the date the claim was filed was unintentional. In accordance with the first requirement described above, a Supplemental Amendment adding the claim of priority to the instant patent application accompanies this Petition. In accordance with the third

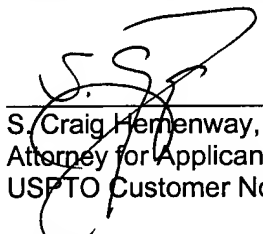
requirement, the delay in claiming priority under 37 CFR §1.78 (a)(5)(ii) was entirely unintentional. The chain of provisional and non-provisional applications noted above establishes the basis in the instant application for a claim of priority to the '556 Provisional, though an explicit claim was omitted. Accordingly, the Assignee respectfully requests this petition be accepted under 37 C.F.R. §1.78.

Should any additional fees or petitions be required, please consider this a request therefor and authorization to charge Deposit Account No. 04-1415 as necessary.

If the Examiner should have any questions, please contact the undersigned attorney.

Dated: July 18, 2014

Respectfully submitted,

  
\_\_\_\_\_  
S. Craig Hemenway, Registration No. 44,798  
Attorney for Applicant  
USPTO Customer No. 20686

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In Re the Application of:

Applicant	: Paul J. CORNAY	
Appln. No.	: 09/828,296	Confirmation No: 7758
Filed	: 4/6/2001	Group Art Unit: 1723
Title	: CONCENTRIC TUBULAR CENTRIFUGE	Examiner: Charles E. Cooley

**SUPPLEMENTAL AMENDMENT**

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Please amend the above-identified application as follows:

**Amendments to the Specification** begin on page 2 of this paper.

**Remarks** begin on page 3 of this paper.

**Amendments to the Specification:**

Please replace the paragraph beginning at page 1, line 4, with the following paragraph, marked to show changes:

This application is a continuation-in-part of copending U.S. Patent Application Serial No. 09/707,430 filed November 6, 2000, entitled CONCENTRIC TUBULAR CENTRIFUGE; which is a continuation of U.S. Patent Application Serial No. 09/298,272 filed April 23, 1999, entitled CONCENTRIC TUBULAR CENTRIFUGE, now U.S. Patent No. 6,142,924, which is in turn a continuation application of U.S. Patent Application Serial No. 08/950,377 filed October 14, 1997, entitled CONCENTRIC TUBULAR CENTRIFUGE, now U.S. Patent No. 5,944,648, which in turn claims priority to U.S. Provisional Patent Application Serial No. 60/028,556, dated October 15, 1996. U.S. Patent Application Serial Number 09/707,430 is hereby incorporated by reference herein in its entirety. This application claims priority to U.S. Provisional Patent Application Serial No. 60/028,556 dated October 15, 1996.

## REMARKS

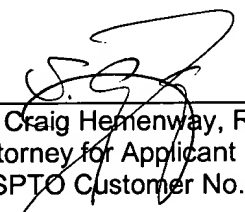
This Amendment is being submitted in compliance with the petition under 37 C.F.R. §1.78 enclosed herein.

Should any additional fees or petitions be required, please consider this a request therefor and authorization to charge Deposit Account No. 04-1415 as necessary.

If the Examiner should have any questions, please contact the undersigned attorney.

Dated: 19 July 2004

Respectfully submitted,



S. Craig Hemenway, Registration No. 44,798  
Attorney for Applicant  
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